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OFFICE OF PETITIONS

In re Application of	:	
Krishna Yellepeddy et al	:	
Application No. 09/738,247	:	DECISION ON PETITION
Filed: December 15, 2000	:	
Attorney Docket No. AUS9-2000-0947	:	
US1	:	

This is a decision on the renewed petition under the unintentional provisions of 37 CFR 1.137(b), filed June 12, 2007, to revive the above-identified application.

The petition is **GRANTED**.

The two-month period for filing an appeal brief under 37 CFR 41.37 (accompanied by the fee required by 37 CFR 41.20(b)(2)), runs from the date of this decision.

This application became abandoned for failure to timely file a reply within the meaning of 37 CFR 1.113 to the final Office action of April 21, 2005. The proposed reply required for consideration of a petition to revive must be a Notice of Appeal (and appeal fee required by 37 CFR 41.20(b)(2)), an amendment that *prima facie* places the application in condition for allowance, a Request for Continued Examination (RCE) and submission (37 CFR 1.114), or the filing of a continuing application under 37 CFR 1.53(b). See MPEP 711.03(c)(III)(A)(2). No extensions of time pursuant to the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the date of abandonment of this application is July 22, 2005.

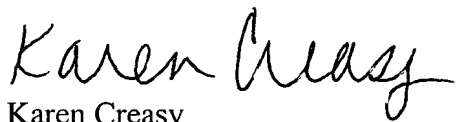
The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a Notice of Appeal; (2) the petition fee of \$1,500; and (3) a proper statement of unintentional delay.

Additionally, as to the matter concerning the Final Rejection mailed April 21, 2005, if applicant questioned the Office action, a reply should have been submitted within the time period set to reply to the Final Rejection. Therefore, the request for reconsideration of the above matter is dismissed.

There is no indication that the person signing the instant petition was ever given a power of attorney or authorization of agent to prosecute the above-identified application. If the person signing the instant petition desires to receive future correspondence regarding this application, the appropriate power of attorney or authorization of agent must be submitted. While a courtesy copy of this decision is being mailed to the person signing the instant petition, all future correspondence will be directed to the address currently of record until such time as appropriate instructions are received to the contrary.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3208.

This application is being referred to Technology Center AU 2136 to await the filing of an appeal brief or for such other appropriate reply as may be submitted to continue prosecution of the application.



Karen Creasy
Petitions Examiner
Office of Petitions

cc:

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